IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.M.JAMES

THURSDAY, THE 2ND NOVEMBER 2006 / 11TH KARTHIKA 1928

Bail Appl..No. 6487 of 2006

CC.741/2006 of J.M.F.C.-I, CHERTHALA

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PETITIONER

MANOJ KUMAR, S/O.SUMATHY,
AGED 38 YEARS, PANIKKASSERY HOUSE,
PALLIPPURAM, CHERTHALA.

BY ADV. SRI.JAISON JOSEPH

RESPONDENTS:

STATE OF KERALA,
REP. BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 02/11/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

J.M.JAMES, J.

B.A. 6487/2006

DATED THIS THE 2ND DAY OF NOVEMBER, 2006

O R D E R

The petitioner was the fourth accused in C.C.No.689/2000 on the file of the Judicial Magistrate of First Class-I, Cherthala. He was absconding. Therefore, the case against him was split up and now re-filed as C.C.No.741/2006. The petitioner is now before this Court for a pre-arrest order.

2. I heard the arguments advanced by both sides. The learned counsel for the petitioner submits that the petitioner was employed in foreign country. He left because of the inordinate delay in the disposal of the case.

3. Considering the submissions of either side, I direct the petitioner to surrender before the Judicial Magistrate of First Class-I, Cherthala, on 8.11.2006 at

11.00 a.m.

4. The learned Magistrate shall hear both sides and allow the petitioner on bail on imposing such conditions as are deemed necessary, so that the petitioner shall be available before the Court during the trial. The learned Magistrate shall also dispose of the case giving priority, as the occurrence is prior to the year 2000.

The application is disposed of as above.

J.M.JAMES
JUDGE

mrcs